

Thomas C. Bancroft
NELSON LAW FIRM, P.C.
2619 St. Johns Avenue, Suite E
Billings, MT 59102
tbancroft@nelsonlawmontana.com
Wyoming Bar No. 5-1773
(406) 867-7000
(406) 867-0252 Fax
Attorney for Defendants

FILED
U.S. DISTRICT COURT
DISTRICT OF WYOMING

2019 OCT 15 PM 2:05

MARGARET BOTKINS, CLERK
CHEYENNE

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING

TRAVIS COLLINS; KATHRYN
GONZALES, individuals,

Plaintiffs,

vs.

WESLEY REICHERT; SPEEDY
BUTTE, LLC, an Idaho Limited
Liability Company; DOE BROKER,

Defendants.

) Cause No. 19-CV-213-F

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**DEFENDANTS' NOTICE OF
REMOVAL**

Defendants, Wesley Reichert and Speedy Butte, LLC, by and through their attorneys, Nelson Law Firm, P.C., as Defendants in *Travis Collins; Kathryn Gonzales vs. Wesley Reichert; Speedy Butte, LLC*, in the District Court for the State of Wyoming, in and for the Third Judicial District, Lincoln County, hereby petition for removal of the above-described cause of action to this Court and

respectfully show as follows:

1. The citizenship of the parties is diverse in that:

a. Defendant Speedy Butte, LLC is an Idaho limited liability company whose principal place of business is in Idaho and whose members are all Idaho citizens (Declaration of Charles Amy attached as Exhibit A).

b. Defendant Wesley Reichert is an Idaho citizen (Declaration of Wesley Reichert attached as Exhibit B). His residency was accurately disclosed on the accident report. Plaintiffs' allegation that Defendant Wesley Reichert is a "resident" of Wyoming is a sham, intended to defeat federal jurisdiction of this dispute.

c. "Doe Broker" is a fictitious defendant whose citizenship is to be disregarded per 28 U.S.C. § 1441(b)(1). No freight broker was involved in arrangements for the hay delivery, from which Defendant Wesley Reichert was returning when the accident occurred (Declaration of Charles Amy). "Doe Broker" is nonexistent and a sham Defendant, fraudulently named in an effort to defeat federal jurisdiction of this dispute.

d. Plaintiffs have been at all times pertinent to this litigation, citizens of the State of Wyoming.

2. The amount in controversy, as claimed by Plaintiffs immediately prior

to the filing of the Complaint, is \$295,000. This Court therefore has original jurisdiction of the above-entitled action pursuant to 28 U.S.C. § 1332.

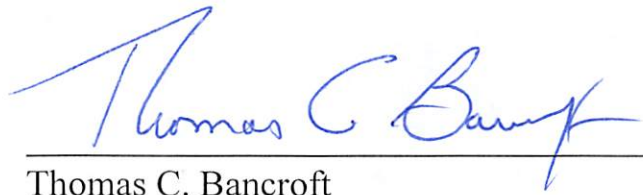
3. The above-entitled cause of action is therefore proper for removal to this Court pursuant to 28 U.S.C. § 1441(a).

3. Service of process on Defendants of the Complaint was made through acceptance/waiver of service by Defendants' counsel on September 20, 2019.

Removal is therefore timely and proper pursuant to 28 U.S.C. § 1446(b).

4. Copies of all process, pleadings, and orders served upon Defendants in the above-entitled action are attached hereto and incorporated by reference herein as Exhibit C, as required by 28 U.S.C. § 1446(a).

DATED this 10th day of October, 2019.



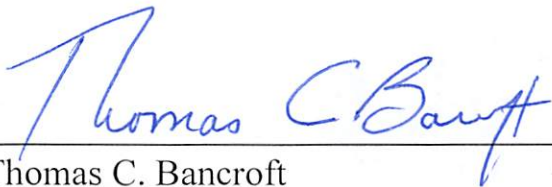
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ATTORNEYS FOR DEFENDANTS

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 10th day of October, 2019, a copy of the foregoing was duly served upon the following by the following means:

_____	CM/ECF
_____	Hand Delivery
<u>1 & 2</u>	Mail
_____	Overnight Delivery Service
_____	Fax
_____	Email

1. Clerk, U.S. District Court
2. Alan W. Mortensen
DEWSNUP, KING, OLSEN, WOREL,
HAVAS, MORTENSEN
36 South State Street, Suite 2400
Salt Lake City, UT 84111
Attorneys for Plaintiffs



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